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UNITE	Of	the CIRCUIT	2005	JAN 25	⊃ 3: 22
Norman Greenberg)		u.s. Dis	DISTRIC ¹ TRICT OF	COURT MASS
Plaintiff)	CIVIL ACTION NO	. 03-1	2489 NG	
v.)				
Susan Elliot and Paul Arnold)				
Defendants)				

SECOND REQUEST FOR EXTENSION OF TIME FOR DELIVERY OF SUMMONSES AND COPIES OF COMPLAINTS

The plaintiff in this case has made two different attempts to have summonses and copies of complaints delivered to the defendants in this case by the United States Marshal's Service. The first attempt, giving a known address in southern California, was presented to the Marshal's Service on July 20, 2004. After repeated attempts to make delivery, the Marshal contacted the superintendent of their apartment and was told that, "though they pay rent, they are never there." A second attempt, giving a second known address in northern California, was presented to the Marshal's Service on December 17, 2004. This too failed with the Marshal learning that "the defendants are deliberately avoiding many people who are looking for them" and are "on the lam." In each case, the U.S. Marshal's Service was also given a U.S. Post Office Box where the defendants receive mail but presumably the defendants refused to sign the certified letters mailed to them. Copies of the second Process Receipts are enclosed.

The plaintiff has one more chance to get summonses and complaints presented to the defendants. There will be a scheduled hearing of a probate case involving the plaintiff and defendants on February 14, 2005, at the Marin County (California) Superior Court. The plaintiff plans to be there and believes the defendants also will be present. He has copies of the necessary papers. He would like, at that time, to ask the Judge presiding over that hearing to authorize someone (himself or a bailiff or other court officer) to hand the papers to the defendants at that time and then sign a statement verifying delivery. If

Filed 01/25/2005

this doesn't work, the plaintiff will probably have to give up on this because the defendants are too practiced at being evasive.

While the extension of time granted on November 22, 2005 will have expired by the time this reaches the court, the plaintiff is aware that the judge has the discretion to grant another extension of time in light of the fact that the plaintiff has made a serious attempt to get summonses and complaints delivered; therefore, the plaintiff asks for one more extension of time.

Respectfully submitted,

Norman Greenberg Plaintiff, Pro Se

P.O. Box 390062 Cambridge, MA 02139

617 834-4479

Date: January 20, 2005

U.S. Department of Justice United States Marshals Service

PROCESS RECEIPT AND RETURN

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See Instructions for "Service	of Process	by the	U.S.	Marshal'
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U.S. Department of Justice United States Marshals Service

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